

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

IN RE PAYMENT CARD INTERCHANGE  
FEE AND MERCHANT DISCOUNT  
ANTITRUST LITIGATION

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Civil Action No. 05-MD-01720 (MKB)  
(JO)

*This document relates to all actions*

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**NOTICE OF WITHDRAWAL AS COUNSEL OF RECORD**

PLEASE TAKE NOTICE that, upon the annexed declaration of Jordan Lyn Warshauer and subject to the approval of the Court Jordan Lyn Warshauer hereby withdraws as counsel for Defendants Capital One, N.A., Capital One Bank (USA), N.A., and Capital One Financial Corporation (“Capital One Defendants”) in the above-captioned action. O’Melveny & Myers LLP will continue to represent the Capital One Defendants in this proceeding.

Dated: May 12, 2023

AHMAD, ZAVITSANOS, & MENSING PLLC

/s/ Jordan Warshauer

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SO ORDERED:

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Margo Kitsy Brodie, U.S.D.J.

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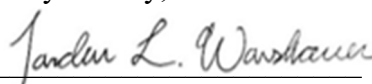
**DECLARATION OF JORDAN LYN WARSHAUER**

I, Jordan Warshauer, declare as follows:

1. I am an associate at Ahmad, Zavitsanos, & Mensing PLLC, co-counsel for Defendants Capital One, N.A., Capital One Bank (USA), N.A., and Capital One Financial Corporation (the “Capital One Defendants”).
2. I submit this declaration in compliance with Local Rule 1.4 to notify the Court that I am withdrawing as counsel because the underlying action for which I represented the Capital One Defendants that was filed in the United States District Court for the Southern District of Texas has been resolved.
3. O’Melveny & Myers LLP will continue to represent the Capital One Defendants for any remaining claims in this matter.
4. My withdrawal will not delay the matter or prejudice any party, and I am not retaining or charging a lien.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed in Harris County, Texas on the 12th day of May, 2023.

  
| Jordan Warshauer